

WEST VALLEY CITY, UTAH

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A RIGHT OF WAY AGREEMENT WITH NNA ENTERPRISES, LLC, A UTAH LIMITED LIABILITY COMPANY, FOR PROPERTY LOCATED AT 5558 WEST 2455 SOUTH AND TO ACCEPT A SPECIAL WARRANTY DEED.

WHEREAS, NNA Enterprises, LLC, a Utah limited liability company (herein “NNA”), owns property located at approximately 5558 West 2455 South, in West Valley City (herein the “Property”); and

WHEREAS, the Property is affected by the construction of the 2400 South 4800 West Roadway Extension Project; and

WHEREAS, the City desires to purchase a right-of-way on the Property to facilitate construction of the Project; and

WHEREAS, NNA has agreed to convey said right-of-way to the City; and

WHEREAS, an agreement has been prepared for execution by and between NNA and West Valley City, a copy of which is attached hereto and entitled “West Valley City Right-of-Way Agreement” (herein the “Agreement”), which sets forth the rights, duties, and obligations of each of the parties with respect thereto; and

WHEREAS, NNA has agreed to execute a Special Warranty Deed conveying said right-of-way to the City; and

WHEREAS, the City Council of West Valley City, Utah, does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to authorize the execution of the Agreement, and to accept said Special Warranty Deed;

NOW, THEREFORE, BE IT RESOLVED by the City Council of West Valley City, Utah, as follows:

1. That the “West Valley City Right-of-Way Agreement” is hereby approved in substantially the form attached, and the Mayor is hereby authorized to execute said Agreement for and on behalf of West Valley City, subject to approval of the final form of the Agreement by the City Manager and the City Attorney’s Office.

2. The Mayor is hereby authorized to accept a Special Warranty Deed conveying the right-of-way to the City.

PASSED, APPROVED and MADE EFFECTIVE this _____ day of _____, 2015.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER